

AMERICAN TYPE CULTURE COLLECTION

10801 University Blvd.
Manassas, VA 20110-2209
Telephone: 703-365-2700
Fax: 703-365-2745

FACSIMILE

Date: May 9, 2002

From: ATCC Patent Depository

REFERENCE: Patent Deposit

Hybrid corn (maize) seed, Source C3CHA11099-00 PDF: 38T27 assigned PTA-4270

Date of Deposit: May 3, 2002.

Marie Harris

Marie Harris, Patent Specialist
ATCC Patent Depository

The information contained in this facsimile is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are notified that any dissemination or distribution, except to the intended recipient of this communication, is prohibited. If you have received this communication in error, please call us immediately at the telephone number listed above.

TOTAL P.01

D

ATCC

10801 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

The American Type Culture Collection (ATCC) has received your deposit of seeds in connection with the filing of an application for patent. The following information is provided to fulfill Patent Office requirements.

Name and Address of Depositor:

Pioneer Hi-Bred International, Inc.
Attn: Jean M. Bromert
7100 NW 62nd Avenue, P.O. Box 1000
Johnston, IA 50131-1000

Deposited on Behalf of:

Pioneer Hi-Bred International, Inc.

Date of Receipt of Seeds by the ATCC:

February 3, 2000

Scientific Description

Depositor's Reference

Patent Deposit Designation

Inbred corn (maize) seed

NW961W2 PL GE501400

PTA-1282—

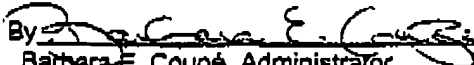
Th ATCC understands that:

1. The deposit of these seeds does not grant ATCC a license, either express or implied, to infringe the patent, and our release of these seeds to others does not grant them a license, either express or implied, to infringe the patent.
2. If these seeds should die or be destroyed during the effective term of the patent, it shall be your responsibility to replace them with living seeds of the same type. It is also your responsibility to supply a sufficient quantity for distribution for the deposit term.

Prior to the issuance of a U.S. Patent, the ATCC agrees in consideration for a one-time service charge, not to distribute these seeds or any information relating thereto or to their deposit except as instructed by the depositor or relevant patent office. After a relevant patent issues, and we are instructed to release the seeds, they will be made available for distribution to the public without any restrictions.

The ATCC agrees to maintain the seeds for a period of 30 years from deposit date, or 5 years after the most recent request for a sample, whichever is longer. We will inform you of requests for the seeds for 30 years from date of deposit. The seeds were tested February 9, 2000 and were viable.

American Type Culture Collection

By 
Barbara E. Coupé, Administrator
ATCC Patent Deposit ry

Date: February 9, 2000

D

#18
Orest D
001
AM
4/28/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : CARRIGAN, Lori L.
SERIAL NO : 09/489,225
FILED : January 24, 2000
TITLE : HYBRID MAIZE PLANT AND SEED 38T27

Grp./A.U. : 1638
Examiner : MEHTA, Ashwin D.
Conf. No. : 6862
Docket No. : P04355US0

FAX RECEIVED

APR 17 2003

GROUP 1600

AMENDMENT AFTER FINAL

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:


OFFICIAL

OK to
enter
AM
4/28/03

In response to the final rejection communication received from the Examiner dated January 23, 2003, it is respectfully requested that this Amendment After Final be entered and made of record. It is believed that the following amendment and remarks place the application in the form for allowance, or at least, place the claims in a better form for Appeal. No new matter is presented, as such the amendment is proper under 37 C.F.R. § 1.116. Applicant respectfully requests reconsideration.

CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

I hereby certify that this document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center 1600 (Art Unit 1638) 703-872-9307, Attn: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 1st day of April, 2003.


Lila A. T. Akrad

D